

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TENNESSEE  
WESTERN DIVISION

FILED BY *MK* D.C.

05 DEC 13 PM 4:12

UNITED STATES OF AMERICA

v.

CARLOS L. BURNS

THOMAS M. GOULD  
CLERK U.S. DISTRICT COURT  
2:04cr20470-D  
WD OF TN, MEMPHIS

ORDER REVOKING BOND

This cause came on to be heard on **DECEMBER 12, 2005** on the motion of the United States to revoke defendant's bond. After hearing the proof presented and argument of counsel, the Court, pursuant to 18 U.S.C. § 3148:

(1) finds that there is —

- Probable cause to believe that the person has committed a Federal, State, or local crime while on release; and/or
- Clear and convincing evidence that the person has violated any other condition of release; and

(2) finds that there is —

- Based on the factors set forth in section 3142(g) of this title, there is no condition or combination of conditions of release that will assure that the person will not flee or pose a danger to the safety or any other person or the community; and/or
- The person is unlikely to abide by any condition or combination of conditions of release.

(3) *X* The defendant makes no application for release at this time. A motion for conditions of release and a detention hearing may be filed at a later date.

Based on these findings, it is hereby ordered that defendant's bond is **REVOKED**.

DIRECTIONS REGARDING DETENTION

**CARLOS L. BURNS** is committed to the custody of the Attorney General or his designated representative for confinement in a corrections facility separate, to the extent practicable, from persons awaiting or serving sentences or being held in custody pending appeal. **CARLOS L. BURNS** shall be afforded a reasonable opportunity for private consultation with defense counsel. On order of a Court of the United States or on request of an attorney for the government, the person in charge of the corrections facility shall deliver the Defendant to the United States marshal for the purpose of an appearance in connection with a Court proceeding.

IT IS SO ORDERED THIS 13 DAY OF DECEMBER, 2005.

*Tu M. Pham*  
TU M. PHAM  
UNITED STATES MAGISTRATE JUDGE



# Notice of Distribution

This notice confirms a copy of the document docketed as number 36 in case 2:04-CR-20470 was distributed by fax, mail, or direct printing on December 14, 2005 to the parties listed.

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Honorable Bernice Donald  
US DISTRICT COURT